

THIS OPINION WAS NOT WRITTEN FOR PUBLICATION

The opinion in support of the decision being entered today
(1) was not written for publication in a law journal and
(2) is not binding precedent of the Board.

Paper No. 25

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

JOHN W. ELSING and WILLIAM C. BRIGHT

Junior Party,¹

v.

YOTARO SANADA

Senior Party.²

Patent Interference No. 103,767

JUDGMENT

Before PATE, MARTIN and LEE, Administrative Patent Judges.

LEE, Administrative Patent Judge.

JUDGMENT

On April 9, 1998, senior party Sanada filed a paper (Paper No. 24) requesting entry of adverse judgment and conceding

¹ Application 08/268,153, filed June 27, 1994. Accorded the benefit of application 08/086,791, filed July 2, 1993, now Patent No. 5,376,850, issued December 27, 1994. Assigned to Seagate Technology, Inc.

² Application 08/049,432, filed April 20, 1993, now Patent No. 5,461,268, issued October 24, 1995. Assigned to NEC Corporation, of Tokyo, Japan.

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priority to junior party Elsing et al.

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Junior party Elsing et al. has indicated by telephone that it does not object to this request for entry of adverse judgment by senior party Sanada.

The request is granted.

Judgment is hereby entered against senior party Sanada, and in favor of junior party Elsing et al.

Accordingly, Yotaro Sanada is not entitled to a patent containing his claims 1, 2 and 3 which correspond to the count, and John W. Elsing and William C. Bright are entitled, on this record, to a patent containing their application claims 17, 18 and 19 which correspond to the count.

William F. Pate, III)	
Administrative Patent Judge)	
)	
)	
)	BOARD OF PATENT
)	APPEALS
John C. Martin)	AND
Administrative Patent Judge)	INTERFERENCES
)	
)	
)	
)	
Jameson Lee)	

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Administrative Patent Judge)

Elsing v. Sanada
Interference No. 103,767

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